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Stephen Bergstein  
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*Of Counsel*  
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April 18, 2008

**MEMO ENDORSED**

Hon. Kenneth M. Karas  
United States District Court  
Southern District of New York  
300 Quarropas Street  
White Plains, New York 10601

Re: Noble v. Career Education Corp.  
07 Civ. 5832 (KMK)

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Dear Judge Karas:

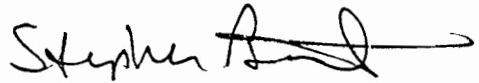
This firm represents plaintiff in the above-styled case. On April 14, 2008, I requested an enlargement of time to complete discovery, from May 15, 2008 to June 2, 2008. I also requested that the deadline to complete depositions be extended from April 15, 2008 to June 2, 2008. The Court rejected that request without prejudice to allow my office to explain our need for the extension.

The plaintiff resides in the State of Florida. As plaintiff is suffering financial hardship, he was not able to come to New York for his deposition until April 9, 2008. Since our usual practice is to depose the defendant's witnesses following the plaintiff's deposition, we were unable to take those depositions until after the deadline in the scheduling order.

The other reason we held off on depositions was that we had to wait for the results of our independent investigation into the background of the two employees with whom plaintiff was comparing himself. As you may recall, this racial discrimination claim alleges that plaintiff was terminated because of his criminal record while comparable white employees were not similarly terminated. After we received the personnel files of the comparable white employees and discovered that these files did not reference their criminal records, in early April 2008 we requested that information from the New York State Office of Court Administration. Based on the results of that search, we believe we have sufficient information to proceed with the discrimination claim.

I believe the defendants' depositions will be relatively brief. I intend to expeditiously notice these depositions and can complete them in May 2008.

Very truly yours,



Stephen Bergstein

cc: Kirsten Milton Evans, Esq.  
Counsel for defendants

Discovery and deposition deadlines are  
moved to June 2, 2008.

SO ORDERED  
KENNETH M. KARAS U.S.D.J.  
4/28/08